

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Landry, et al.

Serial No.: 10/698,010

Filed: October 30, 2003

For: SPINAL STABILIZATION SYSTEMS
AND METHODS USING MINIMALLY
INVASIVE SURGICAL PROCEDURES

Attorney Docket No.: 5259-10700.US.02

Examiner: James L. Swiger III

Group Art Unit: 3733

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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P.O. Box 1450
Alexandria, VA 22313-1450

Date of Deposit: October 30, 2007

Karen R. Smith 10/30/07
Karen R. SmithINFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement ("IDS") is a follow-up IDS to one that was filed on October 29, 2007.

On October 29, 2007, and pursuant to 37 C.F.R. §§ 1.97 (b)(4), Applicants filed an IDS after the payment of the issue fee, but concurrently with a Petition to Withdraw Patent from Issue under 37 CFR § 1.313 (c)(2) and the filing of a Request for Continued Examination under 37 C.F.R. § 1.114.

Because the October 29, 2007, IDS was facsimile filed to the Office of Petitions—as required—it was impractical to include copies of unpublished patent applications 11/844,891, 11/690,698, 11/779,406, and 11/764,642, French patent document FR2729291, and copies of office actions mailed in 10/698,046 on September 18, 2006, June 11, 2007, and October 3, 2007. See M.P.E.P. § 609 (b)IV. Accordingly and in this October 30, 2007, IDS, copies of these references are now submitted for the Examiner's consideration.

The references submitted are listed on the attached Form PTO-1449, which is identical to the Form PTO-1449 that was submitted on October 29, 2007. Review is respectfully requested, and the Examiner is asked to place his/her initials next to each reference listed on the form to indicate that the reference was considered. Pursuant to 37 CFR 1.98 (a)(2), copies of U.S. patents and U.S. patent application publications are not provided.

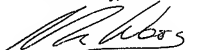
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

The Commissioner is authorized to charge our Deposit Account any additional fees (or credit any over payments) that may be required under 37 C.F.R. §§ 1.16 and 1.17 in association with this communication for which full payment has not been tendered. A duplicate of this sheet is enclosed.

23492

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Respectfully submitted,
Michael E. Landry, *et al.*

A handwritten signature in dark ink, appearing to read "M. Woods", is written over a horizontal line.

Michael L. Woods
Registration No. 50,811
Attorney for Applicants